

REGULAR MEETING

October 13, 1997

The Regular Meeting of the Annapolis City Council was held on October 13, 1997 in the Council Chamber. Mayor Hopkins called the meeting to order at 7:31 p.m. Alderman DeGraff offered the invocation followed by the Pledge of Allegiance.

Present on Roll Call: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Snowden, DeGraff, Moyer

Staff Present: City Attorney Goetzke

Alderman Snowden moved to approve the Minutes of September 8, 1997. Seconded. CARRIED on voice vote.

SPECIAL ORDER OF BUSINESS

Oath of Office - James R. Lucas, Ward Six

Mayor Hopkins administered the Oath of Office to James R. Lucas, the candidate selected by the Republican City Central Committee to fill the Ward Six vacancy.

PETITIONS, REPORTS AND COMMUNICATIONS

1. Louise Beauregard
Christian Services, USA
2 Maryland Avenue
Annapolis, Md. 21401

Spoke regarding transportation issues.

2. George Costello
103 Cypress Road
Annapolis, Md. 21403

Spoke regarding the removal of a fence in the community of Victor Haven.

3. Pam Costello
103 Cypress Road
Annapolis, Md. 21403

Spoke regarding the removal of a fence in the community of Victor Haven.

LEGISLATIVE ACTION

CHARTER AMENDMENTS

- CA-3-97** For the purpose of amending the Charter of the City of Annapolis by adding Article XI to the Charter, for the purpose of creating a body politic and corporate and an instrumentality of the City of Annapolis to be known as "The Annapolis Parking and Transportation Authority" (APTA) for the purpose of providing an instrumentality of the City that will direct efforts toward unifying transportation and parking functions within the City; to improve and enhance the overall parking and transportation environment within the City; to provide for the City

Council to designate, by ordinance, the organization and membership of the APTA; to provide other specific authority and powers to the APTA; to exempt the APTA in the payment of taxes and assessments; to establish the APTA as an organization of the City government to operate exclusively for the public; and all matters relating to said APTA.

CA-4-97 For the purpose of amending the Charter of the City of Annapolis to prohibit aldermen from interfering in the administration of the City.

ORDINANCES

O-51-96 For the purpose of ensuring the safety of the public and passengers who engage the services of taxicab drivers holding a license in the City of Annapolis; authorizing the director of parking and transportation to adopt, promulgate and enforce regulations related to alcohol and drug use by licensed taxicab owners and drivers in the City of Annapolis; and all matters relating to said regulations.

O-9-97 For the purpose of approving the lease of certain city owned real estate to MBC, Incorporated; and all matters relating to said Lease.

O-11-97 For the purpose of approving the lease of a portion of the landfill property to MBC, Incorporated; and all matters relating to said Lease

O-33-97 For the purpose of providing for the designation of revitalization areas which shall qualify properties located therein to pay reduced permit fees under certain conditions; establishing the duration of for such designation; deleting Section 17.28.090 H and I, in their entirety; and all matters relating to said revitalization areas.

O-35-97 For the purpose of further defining the functions of the City of Annapolis Parking and Transportation Authority (APTA); providing for the appointment, composition, and terms of the members of the authority; setting forth the purpose and specific duties of the APTA; providing for the powers of the APTA; and generally relating to the organization, powers, rights, and duties of the APTA.

Alderman Tullier moved to postpone indefinitely CA-3-97, CA-4-97, O-51-96, O-9-97, O-11-97, O-33-97, and O-35-97. Seconded. CARRIED on voice vote.

O-50-97 For the purpose of allowing members of the fire department participating in the public safety pension plan to have normal service retirement after completing twenty years of active service and attaining age fifty; and all matters relating to said public safety pension plan.

Alderman Tullier moved to adopt O-50-97 on first reading. Seconded. CARRIED on voice vote.

Alderman DeGraff moved to suspend the rules to dispense with the second reading and fiscal impact note on O-50-97. Seconded. CARRIED on voice vote.

Alderman Tullier moved to adopt O-50-97 on third reading. Seconded. CARRIED on voice vote.

O-53-97 For the purpose of allowing bed and breakfast as a permitted use subject to standards in the residential conservation overlay district; amending the definition of a bed and breakfast home; and all matters relating to said bed and breakfast uses.

Alderman Tullier moved to adopt O-53-97 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules and City Government Committee and the Planning Commission.

O-36-97 For the purpose of apportioning among adjacent property owners, all city taxpayers and the State, obligations associated with installing, maintaining and replacing sidewalks; and all matters relating to said sidewalks.

Alderman Johnson moved to reconsider O-36-97 on second reading. Seconded. CARRIED on voice vote.

Alderman Gilmer moved to amend O-36-97 as shown in "Exhibit A". Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Lucas
NAYS: Alderman Snowden, DeGraff, Moyer
CARRIED: 6-3

Alderman Gilmer moved to adopt O-36-97 as amended and labeled "Exhibit A" on second reading. Seconded. A ROLL CALL vote was taken:

NAYS: Mayor Hopkins, Aldermen Hammond, Johnson, Tullier, Snowden,
 Lucas, DeGraff, Moyer
ABSTAIN: Alderman Gilmer
DEFEATED: 0-8-1

O-40-97 For the purpose of establishing that a civil service employee placed on leave without pay pending a proposed suspension or dismissal shall be given an opportunity to be heard informally on the leave issue; changing references in Chapter 3.16 from "termination" to "dismissal" and other technical changes; and all matters relating to said discipline and technical changes.

Alderman Johnson moved to reconsider O-40-97 on second reading. Seconded. CARRIED on voice vote.

Alderman Tullier moved to adopt O-40-97 as Revised on second reading. Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-40-97 as Revised on third reading. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier,
 Snowden, Lucas, DeGraff, Moyer
CARRIED: 9-0

O-9-97 For the purpose of approving the lease of certain city owned real estate to MBC, Incorporated; and all matters relating to said Lease.

O-11-97 For the purpose of approving the lease of a portion of the landfill property to MBC, Incorporated; and all matters relating to said Lease.

There being no voiced objection, O-9-97 and O-11-97 were reconsidered.

Alderman Snowden moved to postpone consideration of O-9-97 and O-11-97 to the November 10, 1997 meeting. Seconded. CARRIED on voice vote.

BUSINESS AND MISCELLANEOUS

1. Finance Committee Recommendations for Action dated October 2, 1997.

Alderman Snowden moved to approve the Finance Committee Recommendations of October 2, 1997. Seconded. CARRIED on voice vote.

2. Payment of Monthly Bills

Alderman Snowden moved to pay the monthly bills. Seconded. CARRIED on voice vote.

3. Alderman Johnson moved to reconsider CA-4-97 on second reading. Seconded. DEFEATED on voice vote.

4. Appointments

Alderman Tullier moved to confirm the Mayor's appointments/reappointments of the following named persons as set forth in Memoranda from Mayor Alfred A. Hopkins dated 10/3/97 and 10/7/97:

Annapolis Conservancy Board:	Peg Wallace
Environmental Commission:	Meredith E. Lathbury Jennifer L. Spivak
Maritime Advisory Board:	Debbie H. Gosselin

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 8:35 p.m.

Patricia L. Bembe, CMC/AAE
City Clerk